

*Marcelle Matthews Esq.*

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POSTAL REGULATORY  
COMMISSION  
OFFICE OF THE SECRETARY

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April 14, 2016

**VIA UPS Next Day Air**

**Tracking Number: 1Z 452 5R3 22 1000 401 7**

Office of the Secretary  
Postal Regulatory Commission  
901 New York Avenue, NW Suite 200  
Washington, D.C. 20268

**Re: Appeal of the Final Determination Regarding the Closure of  
the WESTBROOKVILLE COMMUNITY POST OFFICE  
located at 1763 State Route 209, Westbrookville, NY 12785  
DOCKET NO. A2016-1**

Dear Madam Secretary:

Enclosed herein please find for filing on behalf of Petitioner, Marlene Roe, the Participant Statement dated April 14, 2016, in connection with the above-referenced matter.

Thank you for your consideration.

Very truly yours,

  
MARCELLE MATTHEWS, ESQ.

MM/mb  
Enclosure

BEFORE THE  
POSTAL REGULATORY COMMISSION  
WASHINGTON, DC 20268

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In the Matter of

POSTAL REGULATORY  
COMMISSION  
OFFICE OF THE SECRETARY

WESTBROOKVILLE      NY      12785  
Post Office              State      ZIP Code

Docket No.: A - 2016 - 1

MARLENE ROE                      Petitioner(s)

PARTICIPANT STATEMENT

1.      Petitioner(s) are appealing the Postal Service's Final Determination concerning the WESTBROOKVILLE post office. The Final Determination was posted February 18, 2016.  
(date)

2.      In accordance with applicable law, 39 U.S.C. § 404(d)(5), the Petitioner(s) request the Postal Regulatory Commission to review the Postal Service's Final Determination on the basis of the Administrative Record before the Postal Service in the making of the Final Determination.

3.      Petitioners: Please set out below the reasons why you believe the Postal Service's Final Determination should be reversed and returned to the Postal Service for further consideration. (See pages 1 and 3 of the Instructions for an outline of the kinds of reasons the law requires us to consider.) Please be as specific as possible. Please continue on additional paper if you need more space and attach the additional page(s) to this form.

The Westbrookville Post Office is the sole source for postal services  
in the Westbrookville Community. Given the rural nature of the area and the  
rough terrain, a majority of the 485 box holders rely upon the  
Westbrookville Post Office as its sole source for postal services. Many  
residents do not have transportation and there is no public transportation  
to try to travel even four miles to the Cuddebackville Post Office which

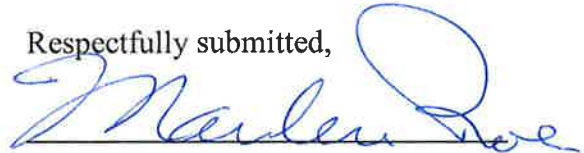
is in the opposite direction of the major highway and municipal buildings for the Town of Mamakating. Westbrookville is the community that needs Postal Service and within the “Westbrookville Community” this is the only postal service source. Many residents do not have the technical knowledge or the financial ability to access postal services via the internet. Internet reception is not available to all of the Westbrookville Community and of the internet service that is available, it is not reliable. It is still my contention on behalf of the Westbrookville community, that the same review standards should apply to contract offices as are applied to federally operated facilities. All residents should be entitled to equal protection with respect to the loss of their rights and in this case, services provided by a quasi-governmental unit. There was lack of adequate notice, lack of a record of the reasons for the closure determination and lack of a comment period with respect to the Westbrookville Post Office. There is no logical justification or reasonable governmental purpose to deny Westbrookville the protection other similarly situated citizens would be afforded if a federally operated facility were to be closed.

Contrary to comments submitted, the limited size of the Cuddebackville facility and its significant distance from the Westbrookville facility does negatively impact and deny Westbrookville residents of postal services. If one does not have transportation to Cuddebackville, it does not matter if it is one mile, four miles or fifty miles. It is an unreasonable and unnecessary denial of services to the Westbrookville Community. Cuddebackville does not have a sufficient number of boxes and no matter how many it has, if

residents cannot get to them, they are being denied box services. Physically and financially closing the Westbrookville Post Office does not make sense and it will deprive the Westbrookville Community of its sole source for postal services that are vital to its residents.

Dated: April 14, 2016

Respectfully submitted,



**MARLENE ROE**